



State of Wisconsin
2013 - 2014 LEGISLATURE



LRBs0084/P2
ALL:all:all

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY SUBSTITUTE AMENDMENT ,
TO ASSEMBLY BILL 40**

"P2" → "1"
06-14-2013

1 **AN ACT; relating to:** state finances and appropriations, constituting the
2 executive budget act of the 2013 legislature.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 **SECTION 1b.** 1.10 (3) (t) of the statutes is created to read:

4 1.10 (3) (t) The kringle is the state pastry.

5 **SECTION 1c.** 1.10 (4) of the statutes is amended to read:

6 1.10 (4) The Wisconsin Blue Book shall include the information contained in
7 this section concerning the state song, ballad, waltz, dance, beverage, tree, grain,
8 flower, bird, fish, animal, domestic animal, wildlife animal, dog, insect, fossil,
9 mineral, rock, soil, fruit, and tartan, and pastry.

10 **SECTION 1g.** 1.12 (1) (b) of the statutes is amended to read:

1 1.12 (1) (b) “State agency” means an office, department, agency, institution of
2 higher education, the legislature, a legislative service agency, the courts, a judicial
3 branch agency, an association, society, or other body in state government that is
4 created or authorized to be created by the constitution or by law, for which
5 appropriations are made by law, excluding the Health Insurance Risk-Sharing Plan
6 Authority and the Wisconsin Economic Development Corporation.

7 **SECTION 1p.** 5.05 (2m) (c) 6. b. of the statutes is amended to read:

8 5.05 (2m) (c) 6. b. The board shall enter into a written contract with any
9 individual who is retained as special counsel setting forth the terms of the
10 engagement. The contract shall set forth the compensation to be paid such counsel
11 by the state. The contract shall be executed on behalf of the state by the board’s legal
12 counsel, who shall file the contract in the office of the secretary of state. The
13 compensation shall be charged to the appropriation under s. ~~20.455 (1) (b)~~ 20.505 (1)
14 (d).

15 **SECTION 1t.** 13.09 (6) of the statutes is amended to read:

16 13.09 (6) The joint committee on finance shall maintain its offices and meeting
17 room on the first 4th floor of the ~~south east~~ wing of the capitol.

18 **SECTION 2.** 13.106 (1) (intro.) of the statutes is repealed.

19 **SECTION 3.** 13.106 (1) (a), (b), (c), (d) and (e) of the statutes are renumbered
20 13.106 (3) (ac), (ag), (aL), (ap) and (at).

21 **SECTION 4.** 13.106 (3) (intro.) of the statutes is amended to read:

22 13.106 (3) (intro.) By October 15 of each even-numbered year, the Medical
23 College of Wisconsin and the University of Wisconsin–Madison Medical School shall
24 submit a report to the governor, the joint committee on finance, and to the chief clerk

1 of each house of the legislature for distribution to the legislature under s. 13.172 (2),
2 that provides information on all of the following:

3 **SECTION 5.** 13.106 (3) (a) of the statutes is renumbered 13.106 (3) (ax).

4 **SECTION 6.** 13.106 (4) of the statutes is created to read:

5 13.106 (4) (a) In this subsection, “rural or underserved urban medicine
6 program” includes the Wisconsin Academy for Rural Medicine, the Training in
7 Urban Medicine and Public Health program, any community medical education
8 program of the Medical College of Wisconsin, and any other rural or underserved
9 urban medicine program established after the effective date of this paragraph
10 [LRB inserts date].

11 (b) By October 15 of each year, the Medical College of Wisconsin and the
12 University of Wisconsin–Madison Medical School shall submit an annual report to
13 the governor and to the chief clerk of each house of the legislature for distribution
14 to the legislature under s. 13.172 (2) that provides information on all of the following:

15 1. The number of students enrolled in rural or underserved urban medicine
16 programs.

17 2. The medical specialties and residency locations of the students in rural or
18 underserved urban medicine programs.

19 3. The initial postresidency practice locations for graduates of rural or
20 underserved urban medicine programs.

21 **SECTION 6f.** 13.172 (1) of the statutes is amended to read:

22 13.172 (1) In this section, “agency” means an office, department, agency,
23 institution of higher education, association, society, or other body in state
24 government created or authorized to be created by the constitution or any law, that
25 is entitled to expend moneys appropriated by law, including the legislature and the

1 courts, and any authority created in subch. II of ch. 114 ~~or subch. III of ch. 149~~ or in
2 ch. 231, 233, 234, 238, or 279.

3 **SECTION 7.** 13.48 (2) (b) 3. of the statutes is amended to read:

4 13.48 (2) (b) 3. The Except as provided in sub. (14) (am), the building
5 commission may lease space in buildings described under subd. 2. to other
6 governmental bodies or to nonprofit associations organized for public purposes and
7 shall charge those bodies or associations an annual rental which shall be not less
8 than the cost of operating, maintaining and amortizing the construction cost of the
9 leased space.

10 **SECTION 8.** 13.48 (14) (title) of the statutes is amended to read:

11 13.48 (14) (title) SALE OR LEASE OF LANDS PROPERTY.

12 **SECTION 9.** 13.48 (14) (a) of the statutes is amended to read:

13 13.48 (14) (a) In this subsection, “agency” has the meaning given for “state
14 agency” in s. 20.001 (1), ~~except that the term does not include the Board of Regents~~
15 ~~of the University of Wisconsin System in s. 16.52 (7).~~

16 **SECTION 10.** 13.48 (14) (am) of the statutes is renumbered 13.48 (14) (am) 1.
17 and amended to read:

18 13.48 (14) (am) 1. ~~Except as provided in this paragraph and subject to par. (d),~~
19 the building commission shall have the authority to sell or lease all or any part of a
20 ~~state-owned building or structure or state-owned land, including farmland, where~~
21 ~~such authority is not otherwise provided to an agency by law~~ real property unless the
22 sale or lease is prohibited under the state or federal constitution or federal law or the
23 sale is conducted as a part of a procedure to enforce an obligation to this state, and
24 may transfer land real property under its jurisdiction among agencies. The
25 commission may sell or lease property under this paragraph with or without the

1 approval of the agency having jurisdiction over the property and regardless of
2 whether the property is included in an inventory submitted under par. (d). The
3 building commission does not have the authority to sell or lease any state-owned real
4 property under this paragraph after the department of administration notifies the
5 commission in writing that an offer of sale or sale or lease agreement with respect
6 to a property is pending under s. 16.848 (1). If the sale or lease is not completed and
7 no further action is pending with respect to the property, the authority of the building
8 commission under this paragraph is restored.

9 **SECTION 10m.** 13.48 (14) (am) 2. and 3. of the statutes are created to read:

10 13.48 (14) (am) 2. If the building commission proposes to sell or lease any
11 property identified in subd. 1., the commission shall first notify the joint committee
12 on finance in writing of its proposed action. The commission shall not proceed with
13 the proposed action unless the proposed action is approved by the committee.
14 Together with any notification, the commission shall also provide all of the following:

15 a. The estimated value of the property as determined by the department of
16 administration and by at least one qualified privately owned assessor.

17 b. The full cost of retiring any remaining public debt incurred to finance the
18 acquisition, construction, or improvement of the property.

19 c. A cost-benefit analysis that considers the short-term and long-term costs
20 and benefits to the state from selling or leasing the property.

21 d. The length and conditions of any proposed sale or lease between this state
22 and a proposed purchaser or lessee.

23 e. The estimated budgetary impact of the proposed sale or lease upon affected
24 state agencies for at least the current and following fiscal biennium.

25 f. Any other information requested by the committee.

1 3. Except with respect to property identified in s. 16.848 (2), if any agency has
2 authority to sell or lease real property under any other law, the authority of that
3 agency does not apply after the commission notifies the agency in writing that an
4 offer of sale or sale, or a lease agreement, is pending with respect to the property
5 under this subdivision. If the sale or lease is not completed and no further action is
6 pending with respect to the property, the authority of the agency to sell or lease the
7 property is restored. If the commission sells or leases any state-owned real property
8 under this subdivision, the commission may attach such conditions to the sale or
9 lease as it finds to be necessary or appropriate to carry out the sale or lease in the
10 best interest of the state. This subdivision does not apply to real property that is
11 exempted from sale or lease by the department of administration under s. 16.848.

12 **SECTION 11.** 13.48 (14) (b) of the statutes is amended to read:

13 13.48 (14) (b) Subject to par. (d), the The building commission shall sell or lease
14 on the basis of either public bids, with the building commission reserving the right
15 to reject any or all bids in the best interest of the state, or on the basis of negotiated
16 prices as determined through a competitive or transparent process. Buildings,
17 structures and land mentioned in this subsection shall be subject to general property
18 taxes levied by those taxing bodies within whose area they lie if used for commercial
19 purposes, and shall be subject to special assessments for public improvements in the
20 same manner and to the same extent as privately owned ~~buildings, structures and~~
21 ~~land~~ real property, subject to approval of the building commission when required
22 under s. 66.0703 (6).

23 **SECTION 12.** 13.48 (14) (bg) of the statutes is created to read:

24 13.48 (14) (bg) If any property that is proposed to be sold by the commission
25 under par. (am) is co-owned by a nonstate entity, the commission shall afford to that

1 entity the right of first refusal to purchase the share of the property owned by the
2 state on reasonable financial terms established by the commission.

3 **SECTION 13.** 13.48 (14) (br) of the statutes is created to read:

4 13.48 (14) (br) If the building commission sells or leases any real property
5 under par. (am) that was under the jurisdiction of an agency prior to the sale or lease,
6 the agency shall convey all systems, fixtures, or additional property interests
7 specified by the commission to the purchaser or lessee of the property on terms
8 specified by the commission. If the commission sells or leases a state-owned heating,
9 cooling, or power plant that is under the jurisdiction of an agency, the agency shall
10 convey all real and personal property associated with the plant to the purchaser or
11 lessee on terms specified by the commission.

12 **SECTION 14.** 13.48 (14) (c) of the statutes is renumbered 13.48 (14) (c) (intro.)
13 and amended to read:

14 13.48 (14) (c) (intro.) If Except as provided in par. (e), if there is any outstanding
15 public debt used to finance the acquisition of a building, structure or land or the,
16 construction, or improvement of a building or structure any property that is sold or
17 leased under par. (b) (am), the building commission shall deposit a sufficient amount
18 of the net proceeds from the sale or lease of the building, structure or land property
19 in the bond security and redemption fund under s. 18.09 to repay the principal and
20 pay the interest on the debt, and any premium due upon refunding any of that debt.
21 Except as provided in s. 51.06 (6), if If there is any outstanding public debt used to
22 finance the acquisition, construction, or improvement of any property that is sold or
23 leased under par. (am), the building commission shall then provide a sufficient
24 amount of the net proceeds from the sale or lease of the property for the costs of
25 maintaining federal tax law compliance applicable to the debt. If the property was

1 acquired, constructed, or improved with federal financial assistance, the commission
2 shall pay to the federal government any of the proceeds required by federal law. If
3 the property was acquired by gift or grant or with gift or grant funds, the commission
4 shall adhere to any restriction governing use of the proceeds. Except as required
5 under par. (e) and ss. 20.395 (9) (qd) and 51.06 (6), if there is no such debt
6 outstanding, or, there are no moneys payable to the federal government, and there
7 is no restriction governing use of the proceeds, and if the net proceeds exceed the
8 amount required to repay that principal and pay that interest and premium be
9 deposited, paid, or used for another purpose under this subsection, the building
10 commission shall deposit first use the net proceeds or remaining net proceeds in the
11 budget stabilization fund. to pay principal and interest costs on outstanding public
12 debt supported by the same funding source and issued under the same bonding
13 purpose authorization that was used to finance the acquisition, construction, or
14 improvement of the property that is sold or leased under par. (am). If any net
15 proceeds remain thereafter, the commission shall use the proceeds to pay principal
16 and interest costs on other outstanding public debt. For the purpose of paying
17 principal and interest costs on other outstanding public debt under this paragraph,
18 the commission may cause outstanding bonds to be called for redemption on or
19 following their optional redemption date, establish one or more escrow accounts to
20 redeem bonds at their optional redemption date, or purchase bonds in the open
21 market. To the extent practical, the commission shall consider all of the following
22 in determining which public debt to redeem:

23 **SECTION 15.** 13.48 (14) (c) 1. to 4. of the statutes are created to read:

1 13.48 (14) (c) 1. To the extent that debt service on the property being sold or
2 leased was paid from a segregated fund, other outstanding public debt related to that
3 segregated fund should be redeemed.

4 2. The extent to which general obligation debt that was issued to acquire, build,
5 or improve the property being sold or leased is subject to current optional
6 redemption, would require establishment of an escrow, or could be assigned for
7 accounting purposes to another statutory bond purpose.

8 3. The fiscal benefit of redeeming outstanding debt with higher interest costs.

9 4. The costs of maintaining federal tax law compliance in the selection of
10 general obligation debt to be redeemed.

11 **SECTION 16.** 13.48 (14) (cm) of the statutes is created to read:

12 13.48 (14) (cm) If there are any outstanding revenue obligations, issued
13 pursuant to subch. II of ch. 18, used to finance the acquisition, construction, or
14 improvement of any property that is sold or leased under par. (am), the commission
15 shall deposit a sufficient amount of the net proceeds from the sale or lease of the
16 property in the respective redemption fund provided under s. 18.561 (5) or 18.562 (3)
17 to repay the principal and pay the interest on the revenue obligations, and any
18 premium due upon refunding any of the revenue obligations. If there are any
19 outstanding revenue obligations, issued pursuant to subch. II of ch. 18, used to
20 finance the acquisition, construction, or improvement of any property that is sold or
21 leased under par. (am), the commission shall then provide a sufficient amount of the
22 net proceeds from the sale or lease of the property for the costs of maintaining federal
23 tax law compliance applicable to the revenue obligations. For the purpose of paying
24 principal and interest costs on other outstanding revenue obligations, the
25 commission may cause outstanding revenue obligations to be called for redemption

1 on or following their optional redemption date, establish one or more escrow accounts
2 to redeem obligations at their optional redemption date, or purchase bonds on the
3 open market. Except as required under par. (e) and ss. 20.395 (9) (qd) and 51.06 (6),
4 if the net proceeds exceed the amount required to be deposited, paid, or used for
5 another purpose under this paragraph, the department shall use the net proceeds
6 or the remaining net proceeds to pay principal and interest costs on other similar
7 revenue obligations.

8 **SECTION 17.** 13.48 (14) (d) 1. of the statutes is repealed.

9 **SECTION 18.** 13.48 (14) (d) 2. of the statutes is renumbered 13.48 (14) (d) and
10 amended to read:

11 13.48 (14) (d) Biennially, beginning on January 1, 1984, ~~each agency having~~
12 surplus land 2014, each agency shall submit to the department of administration an
13 inventory of all real property under its jurisdiction. Except with respect to the Board
14 of Regents of the University of Wisconsin System, the inventory shall include the
15 estimated fair market value of each property. The agency shall specifically identify
16 any underutilized assets in the inventory. No later than July 1 following receipt of
17 the inventories, the department of administration shall obtain appraisals of all
18 properties in the inventories that are identified by the department for potential sale
19 and shall submit to the building commission and the joint committee on finance an
20 inventory containing the location, description and fair market value of each parcel
21 of surplus land property identified for potential sale.

22 **SECTION 19.** 13.48 (14) (d) 3. of the statutes is repealed.

23 **SECTION 20.** 13.48 (14) (d) 4. of the statutes is repealed.

24 **SECTION 21.** 13.48 (19) of the statutes is amended to read:

1 13.48 (19) ALTERNATIVES TO STATE CONSTRUCTION. Whenever the building
2 commission determines that the use of innovative types of design and construction
3 processes will make better use of the resources and technology available in the
4 building industry, the building commission may waive any or all of s. 16.855, except
5 s. 16.855 (13) and (14m) (a) to (c), if such action is in the best interest of the state and
6 if the waiver is accomplished through formal action of the building commission. The
7 building commission may authorize the lease, lease purchase or acquisition of such
8 facilities constructed in the manner authorized by the building commission. Subject
9 to the requirements of s. 20.924 (1) (i), the building commission may also authorize
10 the lease, lease purchase or acquisition of existing facilities in lieu of state
11 construction of any project enumerated in the authorized state building program.

12 **SECTION 22.** 13.48 (20) of the statutes is amended to read:

13 13.48 (20) RESIDENCE HALLS. The Except as provided in sub. (14) (am), the
14 building commission may approve the sale or lease of state-owned residence halls
15 by the board of regents of the University of Wisconsin System to another state agency
16 or a nonstate nonprofit agency for purposes provided in s. 36.11 (1) (e).

17 **SECTION 23.** 13.48 (22) of the statutes is amended to read:

18 13.48 (22) SALE OR LEASE OF CAPITOL AREA LANDS. The building commission may
19 lease or resell lands acquired in the capitol planning area for public or private
20 redevelopment and may set such conditions of sale or lease as it deems necessary to
21 ensure development compatible with the needs of the community and the state. This
22 subsection does not apply to lands that are authorized to be sold or leased under s.
23 16.848 while an offer of sale, sale, or lease agreement is pending or while the lands
24 are leased.

25 **SECTION 24.** 13.48 (23) of the statutes is amended to read:

1 13.48 (23) LEASE OF SPACE FOR COMMERCIAL USE. ~~The~~ Except as provided in sub.
2 (14) (am), the building commission may lease space in state office buildings for
3 commercial use, including without limitation because of enumeration, retail, service
4 and office uses. In doing so the building commission shall consider the cost and fair
5 market value of the space as well as the desirability of the proposed use. Such leases
6 may be negotiated or awarded by competitive bid procedures. All such leases of space
7 in state office buildings shall provide for payments in lieu of property taxes.

8 **SECTION 24c.** 13.48 (39i) of the statutes is created to read:

9 13.48 (39i) FAMILY JUSTICE CENTER. (a) The legislature finds and determines
10 that domestic violence affects families, especially women and children, throughout
11 all communities in Wisconsin and that coordinating and centralizing victim and
12 victim advocacy services in communities would greatly benefit state residents. It is
13 therefore in the public interest, and it is the public policy of this state, to aid in the
14 construction of a facility, to be located in the city of Milwaukee, to coordinate and
15 centralize victim and victim advocacy services for families affected by domestic
16 violence.

17 (b) The building commission may authorize up to \$10,625,000 in general fund
18 supported borrowing to aid in the construction of a facility, to be located at 619 West
19 Walnut Street in the city of Milwaukee, to coordinate and centralize victim and
20 victim advocacy services for families affected by domestic violence. The state funding
21 commitment shall be in the form of a grant to the Children's Hospital of Wisconsin.
22 Before approving any state funding commitment for construction of such a facility,
23 the building commission shall determine that the Children's Hospital of Wisconsin
24 has secured additional funding from nonstate sources for the project in an amount
25 at least equal to the amount of the grant.

1 (c) If the building commission authorizes a grant to the Children's Hospital of
2 Wisconsin under par. (b) and if, for any reason, the facility that is constructed with
3 funds from the grant is not used as a center for families affected by domestic violence,
4 the state shall retain an ownership interest in the facility equal to the amount of the
5 state's grant.

6 **SECTION 24e.** 13.48 (39j) of the statutes is created to read:

7 13.48 (39j) DOMESTIC ABUSE INTERVENTION SERVICES, INC. (a) The legislature
8 finds and determines that domestic violence affects families, especially women and
9 children, throughout all communities in Wisconsin and that the construction of
10 shelter facilities and offices for providing services to domestic abuse victims would
11 greatly benefit state residents. It is therefore in the public interest, and it is the
12 public policy of this state, to aid in the construction and remodel of a shelter facility
13 and offices, to be located in the city of Madison, to provide services to domestic abuse
14 victims.

15 (b) The building commission may authorize up to \$560,000 in general fund
16 supported borrowing to aid in the construction and remodel of a shelter facility and
17 offices, to be located at 2102 Fordem Avenue in the city of Madison, to provide shelter
18 and services to domestic abuse victims. The state funding commitment shall be in
19 the form of a grant to Domestic Abuse Intervention Services, Inc. Before approving
20 any state funding commitment for expansion of such a facility, the building
21 commission shall determine that Domestic Abuse Intervention Services, Inc., has
22 secured additional funding from nonstate sources for the project.

23 (c) If the building commission authorizes a grant to Domestic Abuse
24 Intervention Services, Inc., under par. (b) and if, for any reason, the facility that is
25 constructed and remodeled with funds from the grant is not used as a shelter facility

1 and offices to provide services to domestic abuse victims, the state shall retain an
2 ownership interest in the facility equal to the amount of the state's grant.

3 **SECTION 24g.** 13.48 (39k) of the statutes is created to read:

4 13.48 (39k) MEDICAL COLLEGE OF WISCONSIN; COMMUNITY MEDICAL EDUCATION
5 FACILITIES. (a) The legislature finds and determines that expanding access to health
6 care teaching institutions would greatly benefit state residents by addressing the
7 increasing shortage of health care professionals available to provide care to state
8 residents. It is therefore in the public interest, and it is the public policy of this state,
9 to assist the Medical College of Wisconsin in the remodel, development, and
10 renovation of 2 community medical education facilities in northeast Wisconsin and
11 central Wisconsin.

12 (b) The building commission may authorize up to \$7,384,300 in general fund
13 supported borrowing to aid in the remodel, development, and renovation of 2
14 community medical education facilities in northeast Wisconsin and central
15 Wisconsin. The state funding commitment shall be in the form of a grant to the
16 Medical College of Wisconsin. Before approving any state funding commitment for
17 the remodel, development, and renovation of such facilities, the building commission
18 shall determine that the Medical College of Wisconsin has secured additional
19 funding from nonstate sources for the project in an amount at least equal to the
20 amount of the grant.

21 (c) If the building commission authorizes a grant to the Medical College of
22 Wisconsin under par. (b) and if, for any reason, the facilities that are remodeled,
23 developed, and renovated with funds from the grant are not used as community
24 medical education facilities, the state shall retain an ownership interest in the
25 facilities equal to the amount of the state's grant.

1 **SECTION 24i.** 13.48 (39L) of the statutes is created to read:

2 **13.48 (39L) DANE COUNTY; LIVESTOCK FACILITIES.** (a) The legislature finds and
3 determines that the livestock and dairy industry is of vital importance to the
4 economy, workforce, and unique way of life in Wisconsin and that the promotion of
5 this industry would greatly benefit state residents. It is therefore in the public
6 interest, and it is the public policy of this state, to aid in the construction of livestock
7 facilities at the Alliant Energy Center in the city of Madison.

8 (b) The building commission may authorize up to \$9,000,000 in general fund
9 supported borrowing to aid in the construction of livestock facilities at the Alliant
10 Energy Center in the city of Madison. The state funding commitment shall be in the
11 form of a grant to Dane County. Before approving any state funding commitment for
12 construction of such facilities, the building commission shall determine that Dane
13 County has secured additional funding from nonstate sources for the project in an
14 amount at least equal to the amount of the grant.

15 (c) If the building commission authorizes a grant to Dane County under par.
16 (b) and if, for any reason, the facilities that are constructed with funds from the grant
17 are not used for livestock purposes, the state shall retain an ownership interest in
18 the facilities equal to the amount of the state's grant.

19 **SECTION 24j.** 13.48 (39m) of the statutes is created to read:

20 **13.48 (39m) K I CONVENTION CENTER.** (a) The legislature finds and determines
21 that the meetings and conventions industry is of vital importance in creating jobs
22 and contributing to economic development throughout Wisconsin and that the
23 promotion of this industry would greatly benefit state residents. It is therefore in the
24 public interest, and it is the public policy of this state, to aid in the expansion of the
25 K I Convention Center in the city of Green Bay.

1 (b) The building commission may authorize up to \$2,000,000 in general fund
2 supported borrowing to aid in the expansion of the K I Convention Center in the city
3 of Green Bay. The state funding commitment shall be in the form of a grant to the
4 city of Green Bay. Before approving any state funding commitment for expansion of
5 such a facility, the building commission shall determine that the city of Green Bay
6 has secured additional funding from nonstate sources for the project.

7 (c) If the building commission authorizes a grant to the city of Green Bay under
8 par. (b) and if, for any reason, the expanded space that is constructed with funds from
9 the grant is not used to expand the K I Convention Center in the city of Green Bay,
10 the state shall retain an ownership interest in the expanded space equal to the
11 amount of the state's grant.

12 **SECTION 24k.** 13.48 (39n) of the statutes is created to read:

13 13.48 (39n) WISCONSIN MARITIME CENTER OF EXCELLENCE. (a) The legislature
14 finds and determines that the maritime and shipbuilding industry is of vital
15 importance in creating jobs and contributing to economic development throughout
16 Wisconsin and that the promotion of this industry would greatly benefit state
17 residents. It is therefore in the public interest, and it is the public policy of this state,
18 to aid in the construction of the Wisconsin Maritime Center of Excellence in
19 Marinette County.

20 (b) The building commission may authorize up to \$5,000,000 in general fund
21 supported borrowing to aid in the construction of the Wisconsin Maritime Center of
22 Excellence in Marinette County. The state funding commitment shall be in the form
23 of a grant to the Marinette County Association for Business and Industry, Inc. Before
24 approving any state funding commitment for construction of such a facility, the

1 building commission shall determine that the Marinette County Association for
2 Business and Industry, Inc., has secured additional funding for the project.

3 (c) If the building commission authorizes a grant to the Marinette County
4 Association for Business and Industry, Inc., under par. (b) and if, for any reason, the
5 facility that is constructed with funds from the grant is not used to promote
6 Wisconsin's maritime and shipbuilding industry, the state shall retain an ownership
7 interest in the facility equal to the amount of the state's grant.

8 **SECTION 24m.** 13.48 (39o) of the statutes is created to read:

9 13.48 (39o) NORSKEDALEN NATURE AND HERITAGE CENTER. (a) The legislature
10 finds and determines that preserving the historical and archaeological heritage of
11 the many immigrant groups and American Indian tribes or bands who have
12 contributed in countless ways to Wisconsin's cultural, social, and economic life would
13 substantially benefit state residents. It is therefore in the public interest, and it is
14 the public policy of this state, to aid in the development of the Norskedalen Nature
15 and Heritage Center heritage site in Vernon County.

16 (b) The building commission may authorize up to \$1,048,300 in general fund
17 supported borrowing to aid in the development of the Norskedalen Nature and
18 Heritage Center heritage site in Vernon County. The state funding commitment
19 shall be in the form of a grant to the Norskedalen Nature and Heritage Center.
20 Before approving any state funding commitment for development of such a site, the
21 building commission shall determine that the Norskedalen Nature and Heritage
22 Center has secured additional funding from nonstate sources for the project.

23 (c) If the building commission authorizes a grant to the Norskedalen Nature
24 and Heritage Center under par. (b) and if, for any reason, the site that is developed

1 with funds from the grant is not used as a historic site, the state shall retain an
2 ownership interest in the site equal to the amount of the state's grant.

3 **SECTION 25.** 13.482 (2) (a) of the statutes is amended to read:

4 13.482 (2) (a) For the purpose of providing housing for state departments and
5 agencies, including housing for state offices and the completion of the state office
6 building, and to enable the construction, financing and ultimate acquisition thereof
7 by the state, the building commission may acquire any necessary lands, and, subject
8 to s. 13.48 (14) (am), lease and re-lease any lands owned by the state and available
9 for the purpose to the Wisconsin State Public Building Corporation or other nonstock
10 corporation organized under ch. 181 that is a nonprofit corporation, as defined in s.
11 181.0103 (17). The lease and re-lease shall be for a term or terms not exceeding 50
12 years each and shall be made on the condition that such corporation shall construct
13 and provide on such leased lands such building projects, including buildings,
14 improvements, facilities or equipment or other capital items, as the building
15 commission requires, and shall re-lease the same to the building commission upon
16 satisfactory terms as to the rental, maintenance and ultimate acquisition by the
17 state as is in its best interests in the judgment of the building commission. After such
18 leases and re-leases are executed and until the projects are acquired by the state,
19 they shall be operated by the building commission through the department of
20 administration, which shall have charge of such property as provided in ss. 16.85 and
21 16.8511. The building commission shall operate the projects in such manner as to
22 provide revenues therefrom sufficient to pay the costs of operation and maintenance
23 of the project and to provide for the payments due the Wisconsin State Public
24 Building Corporation or other nonstock, nonprofit corporation but if the building
25 commission finds and declares that the housing available in any such project is in

1 excess of the current housing needs or requirements of the state departments and
2 agencies occupying or availing themselves of the space in or capacity of such project,
3 the building commission need not operate such project in a manner to provide
4 revenues therefrom sufficient to pay the costs of operation and maintenance of the
5 project and to provide for the rental payments due the Wisconsin State Public
6 Building Corporation or other nonstock, nonprofit corporation.

7 **SECTION 26.** 13.488 (1) (a) of the statutes is amended to read:

8 13.488 (1) (a) Without limitation by reason of any other statutes except s. 13.48
9 (14) (am), the power to sell and to convey title in fee simple to a nonprofit-sharing
10 corporation any land and any existing buildings thereon owned by the state for such
11 consideration and upon such terms and conditions as in the judgment of the building
12 commission are in the public interest.

13 **SECTION 27.** 13.488 (1) (b) of the statutes is amended to read:

14 13.488 (1) (b) The Except as provided in s. 13.48 (14) (am), the power to lease
15 to a nonprofit-sharing corporation for terms not exceeding 50 years each any land
16 and existing buildings thereon owned by the state upon such terms, conditions and
17 rentals as in the judgment of the building commission are in the public interest.

18 **SECTION 27b.** 13.62 (2) of the statutes is amended to read:

19 13.62 (2) “Agency” means any board, commission, department, office, society,
20 institution of higher education, council, or committee in the state government, or any
21 authority created in subch. II of ch. 114 ~~or subch. III of ch. 149~~ or in ch. 231, 232, 233,
22 234, 237, 238, or 279, except that the term does not include a council or committee
23 of the legislature.

24 **SECTION 27d.** 13.92 (1) (bm) (intro.) of the statutes is amended to read:

1 13.92 (1) (bm) *Revision of statutes.* (intro.) The legislative reference bureau
2 shall prepare ~~copy for the biennial~~ Wisconsin statutes for publication under s. 35.18
3 (1), and for this purpose it:

4 **SECTION 27de.** 13.92 (1) (bm) 1. of the statutes is amended to read:

5 13.92 (1) (bm) 1. Shall formulate and prepare a definite plan for the order,
6 classification, arrangement, ~~printing and binding~~ publication of the statutes, and
7 prepare and at each session of the legislature present bills to the law revision
8 committee of the joint legislative council containing such consolidation, revision, and
9 other matter relating to the statutes as time permits.

10 **SECTION 27dh.** 13.92 (1) (bm) 3. of the statutes is amended to read:

11 13.92 (1) (bm) 3. May, where the application or effect of a statute, by its terms,
12 depends on the time when the act creating the statute took effect, substitute the
13 actual effective date for the various forms of expression which mean that date, such
14 as “when this act (or chapter, or section) takes effect”, or “after (or before) the effective
15 date of this act (or chapter, or section)”, in ~~preparing copy for the biennial printing~~
16 of publishing the Wisconsin statutes under s. 35.18 (1).

17 **SECTION 27g.** 13.92 (1) (f) of the statutes is created to read:

18 13.92 (1) (f) *Archives.* 1. The legislative reference bureau shall permanently
19 maintain each act published under s. 35.095 (3) (a) on the Internet in an electronic
20 file format that the legislative reference bureau determines to be appropriate to
21 allow for the continued usability of the previously published acts and may change the
22 electronic file format over time to assure continued usability.

23 2. The legislative reference bureau shall maintain a permanent database of the
24 statutes published under s. 35.18 (1) (b) in an electronic file format that the
25 legislative reference bureau determines to be appropriate to allow for the continued

1 usability of the previously published statutes and may change the electronic file
2 format over time to assure continued usability.

3 3. The legislative reference bureau shall permanently maintain each
4 Wisconsin administrative register published under s. 35.93 (2) on the Internet in an
5 electronic file format that the legislative reference bureau determines to be
6 appropriate to allow for the continued usability of the previously published registers
7 and may change the electronic file format over time to assure continued usability.

8 4. a. The legislative reference bureau shall permanently maintain each chapter
9 of the Wisconsin administrative code published under s. 35.93 (3) on the Internet in
10 an electronic file format that the legislative reference bureau determines to be
11 appropriate to allow for the continued usability of the previously published chapters
12 and may change the electronic file format over time to assure continued usability.

13 b. The legislative reference bureau shall print one or more copies of each
14 administrative code chapter published under s. 35.93 (3) and preserve the printed
15 copies as a permanent archive. The legislative reference bureau may print and
16 distribute additional copies to other agencies or persons as it considers to be
17 appropriate for archival purposes.

18 **SECTION 27j.** 13.92 (2) (i) of the statutes is amended to read:

19 13.92 (2) (i) Serve as editor of the biennial Wisconsin statutes. ~~In preparing~~
20 ~~each edition, if~~ If 2 or more acts of a legislative session affect the same statutory unit
21 without taking cognizance of the effect thereon of the other acts and if the chief finds
22 that there is no mutual inconsistency in the changes made by each such act, the chief
23 shall incorporate the changes made by each act into the text of the statutory unit and
24 document the incorporation in a note to the ~~section~~ statutory unit. For each such
25 incorporation, the chief shall include in a correction bill a provision formally

1 validating the incorporation. Section 990.07 is not affected by ~~printing~~ decisions
2 made by the chief under this paragraph.

3 **SECTION 27L.** 13.92 (2) (j) of the statutes is amended to read:

4 13.92 (2) (j) Prior to ~~August 1~~ the end of each even-numbered year, report to
5 the law revision committee those reported opinions of the attorney general, and those
6 reported decisions of any federal district court, or any state or federal appellate court,
7 in which Wisconsin statutes or session laws are stated to be in conflict, ambiguous,
8 anachronistic, unconstitutional, or otherwise in need of revision.

9 **SECTION 27p.** 13.92 (2m) (title), (a), (b) and (d) of the statutes are amended to
10 read:

11 13.92 (2m) (title) ~~PRINTING~~ PUBLICATION COSTS.

12 (a) ~~Printing~~ Publication of the Wisconsin statutes under s. 35.18 (1).

13 (b) ~~Printing~~ Publication of the Wisconsin town law forms under s. 35.20.

14 (d) ~~Printing~~ Publication of the Wisconsin administrative code and register
15 under s. 35.93.

16 **SECTION 27pg.** 13.92 (2m) (c) of the statutes is repealed.

17 **SECTION 27pk.** 13.92 (4) (a) of the statutes is amended to read:

18 13.92 (4) (a) The legislative reference bureau shall ~~prepare copy for publication~~
19 in compile and publish the Wisconsin administrative code as provided in s. 35.93 (3).
20 Whenever the legislative reference bureau receives notice under s. 227.40 (6) of the
21 entry of a declaratory judgment determining the validity or invalidity of a rule, the
22 legislative reference bureau shall insert an annotation of that determination in the
23 Wisconsin administrative code under the rule that was the subject of the
24 determination.

25 **SECTION 27pr.** 13.94 (1) (dh) of the statutes is repealed.

1 **SECTION 27q.** 13.94 (1s) (c) 4. of the statutes is repealed.

2 **SECTION 27s.** 13.95 (intro.) of the statutes is amended to read:

3 **13.95 Legislative fiscal bureau.** (intro.) There is created a bureau to be
4 known as the “Legislative Fiscal Bureau” headed by a director. The fiscal bureau
5 shall be strictly nonpartisan and shall at all times observe the confidential nature
6 of the research requests received by it; however, with the prior approval of the
7 requester in each instance, the bureau may duplicate the results of its research for
8 distribution. Subject to s. 230.35 (4) (a) and (f), the director or the director’s
9 designated employees shall at all times, with or without notice, have access to all
10 state agencies, the University of Wisconsin Hospitals and Clinics Authority, the
11 Wisconsin Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan Authority,~~
12 the Lower Fox River Remediation Authority, the Wisconsin Economic Development
13 Corporation, and the Fox River Navigational System Authority, and to any books,
14 records, or other documents maintained by such agencies or authorities and relating
15 to their expenditures, revenues, operations, and structure.

16 **SECTION 28.** 14.11 (2) (b) of the statutes is amended to read:

17 14.11 (2) (b) When special counsel is employed, a contract in writing shall be
18 entered into between the state and such counsel, in which shall be fixed the
19 compensation to be paid such counsel by the state. The contract shall be executed
20 in behalf of the state by the governor, and shall be filed in the office of the secretary
21 of state. Such compensation shall be charged to the special counsel appropriation in
22 s. ~~20.455 (1) (b)~~ 20.505 (1) (d).

23 **SECTION 28m.** 14.58 (4) of the statutes is created to read:

1 14.58 (4) UNCLAIMED PROPERTY PROGRAM. Provide services related to the
2 promotion of the unclaimed property program under ch. 177 in consultation with the
3 secretary of revenue.

4 **SECTION 29.** 15.01 (6) of the statutes is amended to read:

5 15.01 (6) “Division,” “bureau,” “section,” and “unit” means the subunits of a
6 department or an independent agency, whether specifically created by law or created
7 by the head of the department or the independent agency for the more economic and
8 efficient administration and operation of the programs assigned to the department
9 or independent agency. ~~The office of justice assistance in the department of~~
10 ~~administration and the office of credit unions in the department of financial~~
11 ~~institutions, the office of the inspector general in the department of children and~~
12 ~~families, the office of the inspector general in the department of health services, and~~
13 ~~the office of children’s mental health in the department of health services~~ have the
14 meaning of “division” under this subsection. The office of the long-term care
15 ombudsman under the board on aging and long-term care and the office of
16 educational accountability in the department of public instruction have the meaning
17 of “bureau” under this subsection.

18 **SECTION 30.** 15.02 (3) (c) 1. of the statutes is amended to read:

19 15.02 (3) (c) 1. The principal subunit of the department is the “division”. Each
20 division shall be headed by an “administrator”. ~~The office of justice assistance in the~~
21 ~~department of administration and the office of credit unions in the department of~~
22 ~~financial institutions and the office of children’s mental health in the department of~~
23 ~~health services~~ have the meaning of “division” and ~~the executive staff director of the~~
24 ~~office of justice assistance in the department of administration and the director of~~
25 ~~credit unions in the department of financial institutions and the director of the office~~

1 of children's mental health in the department of health services have the meaning
2 of "administrator" under this subdivision.

3 **SECTION 31.** 15.05 (3) of the statutes is repealed and recreated to read:

4 15.05 (3) ASSISTANT DEPUTY SECRETARY AND EXECUTIVE ASSISTANT. (a) Each
5 secretary may appoint an assistant deputy secretary to serve at his or her pleasure
6 outside the classified service. The assistant deputy secretary shall perform duties
7 as the secretary prescribes.

8 (b) The attorney general, the adjutant general, the director of the technical
9 college system, and the state superintendent of public instruction may appoint an
10 executive assistant to serve at his or her pleasure outside the classified service. The
11 executive assistant shall perform duties as his or her appointing authority
12 prescribes.

13 **SECTION 32.** 15.05 (5) (title) of the statutes is amended to read:

14 15.05 (5) (title) EXECUTIVE ASSISTANT DEPUTY SECRETARY AND EXECUTIVE
15 ASSISTANT APPROVALS.

16 **SECTION 33.** 15.06 (3) (a) 4. of the statutes is created to read:

17 15.06 (3) (a) 4. The members of the employment relations commission.

18 **SECTION 34.** 15.06 (3) (c) of the statutes is created to read:

19 15.06 (3) (c) Each member of the employment relations commission shall be
20 appointed to two-thirds of a full-time equivalent position. No member may engage
21 in any other occupation, business, or activity that is in any way inconsistent with the
22 performance of the member's duties nor shall the member hold any other public
23 office.

24 **SECTION 35.** 15.06 (4m) of the statutes is amended to read:

1 15.06 (4m) EXECUTIVE ASSISTANT. ~~Each commission chairperson under s. 230.08~~
2 ~~(2) (m) and each~~ commissioner of the public service commission may appoint an
3 executive assistant to serve at his or her pleasure outside the classified service. The
4 executive assistant shall perform duties as the ~~chairperson or~~ commissioner
5 prescribes.

6 **SECTION 37.** 15.105 (19) of the statutes is repealed.

7 **SECTION 38.** 15.107 (18) (b) 1. of the statutes is amended to read:

8 15.107 (18) (b) 1. The ~~executive director of the office of justice assistance~~
9 attorney general, the adjutant general, the secretary of natural resources, the
10 secretary of transportation, and a representative from the department of
11 administration with knowledge of information technology, or their designees.

12 **SECTION 39.** 15.193 of the statutes is created to read:

13 **15.193 Same; specified divisions. (1) OFFICE OF THE INSPECTOR GENERAL.**
14 There is created in the department of health services an office of the inspector
15 general.

16 **SECTION 40.** 15.194 of the statutes is created to read:

17 **15.194 Same; offices. (1) OFFICE OF CHILDREN'S MENTAL HEALTH.** There is
18 created an office of children's mental health in the department of health services.
19 The director of the office shall be appointed by the governor to serve at the pleasure
20 of the governor.

21 **SECTION 40m.** 15.204 of the statutes is created to read:

22 **15.204 Same; offices. (1) OFFICE OF THE INSPECTOR GENERAL.** There is created
23 an office of the inspector general in the department of children and families. The
24 inspector general shall be appointed by, and report directly to, the secretary of
25 children and families.

1 **SECTION 43.** 15.255 (1) (a) 1. of the statutes is amended to read:

2 15.255 (1) (a) 1. ~~Six~~ Seven representatives of local law enforcement in this
3 state, at least one of whom shall be a sheriff and at least one of whom shall be a chief
4 of police.

5 **SECTION 44.** 15.255 (1) (a) 7. of the statutes is repealed.

6 **SECTION 47.** 15.58 of the statutes is renumbered 15.225 (2) and amended to
7 read:

8 15.225 (2) ~~EMPLOYMENT RELATIONS COMMISSION; CREATION.~~ There is created an
9 employment relations commission which is attached to the department of workforce
10 development under s. 15.03, except the budget of the employment relations
11 commission shall be transmitted by the department to the governor without change
12 or modification by the department, unless agreed to by the employment relations
13 commission.

14 **SECTION 49m.** 16.002 (2) of the statutes is amended to read:

15 16.002 (2) “Departments” means constitutional offices, departments, and
16 independent agencies and includes all societies, associations, and other agencies of
17 state government for which appropriations are made by law, but not including
18 authorities created in subch. II of ch. 114 ~~or subch. III of ch. 149~~ or in ch. 231, 232,
19 233, 234, 237, 238, or 279.

20 **SECTION 49n.** 16.004 (4) of the statutes is amended to read:

21 16.004 (4) ~~FREEDOM OF ACCESS.~~ The secretary and such employees of the
22 department as the secretary designates may enter into the offices of state agencies
23 and authorities created under subch. II of ch. 114 ~~and subch. III of ch. 149~~ and under
24 chs. 231, 233, 234, 237, 238, and 279, and may examine their books and accounts and

1 any other matter that in the secretary's judgment should be examined and may
2 interrogate the agency's employees publicly or privately relative thereto.

3 **SECTION 49p.** 16.004 (5) of the statutes is amended to read:

4 16.004 (5) AGENCIES AND EMPLOYEES TO COOPERATE. All state agencies and
5 authorities created under subch. II of ch. 114 and ~~subch. III of ch. 149~~ and under chs.
6 231, 233, 234, 237, 238, and 279, and their officers and employees, shall cooperate
7 with the secretary and shall comply with every request of the secretary relating to
8 his or her functions.

9 **SECTION 49r.** 16.004 (12) (a) of the statutes is amended to read:

10 16.004 (12) (a) In this subsection, "state agency" means an association,
11 authority, board, department, commission, independent agency, institution, office,
12 society, or other body in state government created or authorized to be created by the
13 constitution or any law, including the legislature, the office of the governor, and the
14 courts, but excluding the University of Wisconsin Hospitals and Clinics Authority,
15 the Wisconsin Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan~~
16 ~~Authority~~, the Lower Fox River Remediation Authority, the Wisconsin Economic
17 Development Corporation, and the Fox River Navigational System Authority.

18 **SECTION 50.** 16.004 (15) (a) of the statutes is amended to read:

19 16.004 (15) (a) In this subsection, "state agency" means ~~a~~ any office,
20 department, or independent agency in the executive branch of state government that
21 ~~has a secretary who serves at the pleasure of the governor.~~

22 **SECTION 51.** 16.004 (15) (b) of the statutes is repealed and recreated to read:

23 16.004 (15) (b) 1. At its own discretion, the department may provide legal
24 services to any state agency that has a secretary who serves at the pleasure of the

1 governor and shall assess the state agency for legal services provided by the division
2 of legal services.

3 2. At the request of any state agency that does not have a secretary who serves
4 at the pleasure of the governor, the department may provide legal services to the
5 state agency and shall assess the state agency for legal services provided by the
6 division of legal services.

7 3. The department shall credit all moneys received from state agencies under
8 this paragraph to the appropriation account under s. 20.505 (1) (kr).

9 **SECTION 53.** 16.004 (18) of the statutes is created to read:

10 16.004 (18) INTERGOVERNMENTAL AFFAIRS OFFICES. The secretary may maintain
11 intergovernmental affairs offices to conduct public outreach and promote
12 coordination between agencies, as defined in s. 16.70 (1e), and authorities, as defined
13 in s. 16.70 (2).

14 **SECTION 54c.** 16.045 (1) (a) of the statutes is amended to read:

15 16.045 (1) (a) “Agency” means an office, department, independent agency,
16 institution of higher education, association, society, or other body in state
17 government created or authorized to be created by the constitution or any law, that
18 is entitled to expend moneys appropriated by law, including the legislature and the
19 courts, but not including an authority created in subch. II of ch. 114 ~~or subch. III of~~
20 ~~ch. 149~~ or in ch. 231, 232, 233, 234, 237, 238, or 279.

21 **SECTION 54m.** 16.08 of the statutes is created to read:

22 **16.08 Reimbursement of businesses for assisting local governmental**
23 **units in establishing efficiency programs. (1) In this section:**

1 (a) “Business” means a sole proprietorship, partnership, limited liability
2 company, joint venture, corporation, or other organization or enterprise, whether
3 operated for profit or not for profit.

4 (b) “Chief elected official” means the mayor of a city or, if the city is organized
5 under subch. I of ch. 64, the president of the council of that city, the village president
6 of a village, the town board chairperson of a town, or the county executive of a county,
7 or, if the county does not have a county executive, the chairperson of the county board
8 of supervisors.

9 (c) “Lean program” means a program established by a governmental unit to
10 increase the value of the goods and services it provides with the fewest possible
11 resources. Such a program should develop administrative structures and processes
12 that minimize human effort, building and office space, capital, and time in the
13 provision of goods and services.

14 (d) “Local governmental unit” means a city, village, town, or county.

15 (2) (a) A local governmental unit may enter into an agreement with a business
16 to assist the local governmental unit in establishing a lean program. A local
17 governmental unit that enters into such an agreement shall establish a steering
18 committee to oversee the implementation of the lean program.

19 (b) After providing assistance to a local governmental unit, the business shall
20 submit to the local governmental unit an invoice for the cost of its services. A
21 business may not submit an invoice for the cost of any services provided by another
22 entity that performed services for the business.

23 (c) After the local governmental unit has established its lean program, the chief
24 elected official of the local governmental unit to which an invoice is submitted under
25 par. (b) shall certify the invoice and submit the certified invoice to the department

1 for reimbursement. An invoice may be submitted not more than 2 times in any
2 5-year period.

3 (3) From the appropriation account under s. 20.505 (1) (dv), the department
4 shall pay directly to businesses the amounts in the certified invoices submitted
5 under sub. (2) (c), subject to a maximum payment of \$2,000 per invoice. If the
6 department determines that the amount of moneys appropriated under s. 20.505 (1)
7 (dv) is not sufficient to pay the amounts in the certified invoices, the department may
8 prorate the amount of its payments.

9 (4) Each local governmental unit that establishes a lean program with the
10 assistance of a business that received a reimbursement under sub. (3) shall submit
11 a report to the department describing and documenting the achieved efficiencies
12 under the program. The local governmental unit shall submit the report no later
13 than one year after establishing its lean program.

14 (5) If the department enters into an agreement with a business to provide
15 services for a lean program, the department shall ensure that the business agrees
16 to provide services to any local governmental unit for its lean program at the same
17 rate.

18 **SECTION 54s.** 16.15 (1) (ab) of the statutes is amended to read:

19 16.15 (1) (ab) “Authority” has the meaning given under s. 16.70 (2), but
20 excludes the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox
21 River Remediation Authority, and the Wisconsin Economic Development
22 Corporation, ~~and the Health Insurance Risk-Sharing Plan Authority.~~

23 **SECTION 55.** 16.283 (1) (b) 3. of the statutes is amended to read:

1 16.283 (1) (b) 3. A person who is in receipt of an award from the U.S.
2 department of veterans affairs of a service-connected disability rating under 38 USC
3 1114 or 1134 of at least ~~30~~ 20 percent.

4 **SECTION 56.** 16.283 (3) (b) of the statutes is renumbered 16.283 (3) (b) 1m.

5 **SECTION 57.** 16.283 (3) (b) 2m. of the statutes is created to read:

6 16.283 (3) (b) 2m. The department may, without conducting an investigation,
7 certify a business, financial adviser, or investment firm having its principal place of
8 business in this state and currently performing a useful business function if the
9 business, financial advisor, or investment firm is certified, or otherwise classified, as
10 a disabled veteran-owned business, financial advisor, or investment firm by an
11 agency or municipality of this or another state, a federally recognized American
12 Indian tribe, or the federal government, or by a private business with expertise in
13 certifying disabled veteran-owned businesses if the business uses substantially the
14 same procedures the department uses in making a determination under subd. 1m.

15 **SECTION 58.** 16.283 (3) (d) of the statutes is amended to read:

16 16.283 (3) (d) If a business, financial adviser, or investment firm applying for
17 certification under this section fails to provide the department with sufficient
18 information to enable the department to conduct an investigation under par. (b) 1m.
19 or does not qualify for certification under par. (b), the department shall deny the
20 application. A business, financial adviser, or investment firm whose application is
21 denied may, within 30 days after the date of the denial, appeal in writing to the
22 secretary. The secretary shall enter his or her final decision within 30 days after
23 receiving the appeal.

24 **SECTION 59.** 16.285 (1) (b) of the statutes is amended to read:

1 16.285 (1) (b) The department shall implement a program for the certification
2 of woman-owned businesses. The department shall ~~compile and periodically update~~
3 ~~a list of businesses certified under this section and shall make the list available to~~
4 ~~the public on the Internet~~ may, without conducting an investigation, certify a
5 business currently performing a useful business function in this state as a
6 woman-owned business if the business is certified, or otherwise classified, as a
7 woman-owned business by an agency or municipality of this or another state, a
8 federally recognized American Indian tribe, or the federal government, or by a
9 private business with expertise in certifying woman-owned businesses if the
10 business uses substantially the same process as the department promulgates by rule
11 for implementing this subsection.

12 **SECTION 60.** 16.285 (2) of the statutes is amended to read:

13 16.285 (2) The department shall develop, maintain, and keep current a
14 computer database of businesses in the state that are owned by women, containing
15 demographic statistics and information on the types of industries represented, sales
16 volume and growth rates, generation of jobs by both new and existing businesses,
17 and any other relevant characteristics. The department shall compile and
18 periodically update a list of businesses certified under sub. (1) and make the list
19 available to the public on the Internet.

20 **SECTION 61.** 16.287 (2) (c) of the statutes is amended to read:

21 16.287 (2) (c) The department, without investigation, may certify a business
22 incorporated in this state or having its principal place of business in this state if the
23 business is certified or otherwise classified as a minority business by an agency or
24 municipality of this or another state, a federally recognized American Indian tribe,
25 or the federal government, or by a private business with expertise in certifying

1 minority businesses if the private business uses substantially the same procedures
2 as those used by the department in making a determination under par. (b).

3 **SECTION 62.** 16.287 (2) (e) of the statutes is amended to read:

4 16.287 (2) (e) If a business refuses to provide the department with sufficient
5 information to enable it to conduct an investigation under par. (b) or if the business
6 does not qualify for certification under par. (b), (c) or (d), the department shall deny
7 the application. A business whose application is denied may, within 30 days after
8 the date of the denial, appeal in writing to the secretary. The secretary shall enter
9 his or her final decision within 30 days after receiving the appeal.

10 **SECTION 63.** 16.309 (title) of the statutes is amended to read:

11 **16.309 (title) Community development block grant housing programs.**

12 **SECTION 64.** 16.309 (1) of the statutes is amended to read:

13 16.309 (1) The department may administer housing programs, including the
14 housing improvement grant program and, the initial rehabilitation grant program,
15 the community development grant program, and the revolving loan fund program,
16 that are funded by a community development block grant, 42 USC 5301 to 5320.

17 **SECTION 65.** 16.310 (5) of the statutes is amended to read:

18 16.310 (5) NONAPPLICATION. This section does not apply to property that is
19 authorized to be sold under or leased as provided in s. 16.848 while an offer of sale,
20 sale, or lease agreement is pending or while the property is leased.

21 **SECTION 65am.** 16.41 (4) of the statutes is amended to read:

22 16.41 (4) In this section, “authority” means a body created under subch. II of
23 ch. 114 ~~or subch. III of ch. 149~~ or under ch. 231, 233, 234, 237, 238, or 279.

24 **SECTION 65b.** 16.413 (title) of the statutes is amended to read:

1 **16.413 (title) Disclosure of expenditures relating to state agency**
2 **government operations and state agency government contracts and grants.**

3 **SECTION 65d.** 16.413 (1) (bm) of the statutes is created to read:

4 16.413 (1) (bm) “Municipality” means a city, village, or town having a
5 population of 5,000 or more or a county.

6 **SECTION 65f.** 16.413 (4) of the statutes is created to read:

7 16.413 (4) MUNICIPAL EXPENDITURES FOR OPERATIONS. (a) Beginning on
8 September 1, 2016, the department shall ensure that all municipal expenditures for
9 municipal operations exceeding \$100, including salaries and fringe benefits paid to
10 municipal employees, are available for inspection on the searchable Internet Web
11 site under sub. (2) (a). Copies of each financial instrument relating to these
12 expenditures, other than payments relating to municipal employee salaries, shall be
13 available for inspection on the searchable Internet Web site under sub. (2) (a).

14 (b) The department shall categorize the expenditure information under par. (a)
15 by municipality, expenditure category, expenditure amount, and the person to whom
16 the expenditure is made. If any of the expenditure information may be found on other
17 Web sites, the department shall ensure that the information is accessible through the
18 searchable Internet Web site under sub. (2) (a).

19 (c) Beginning on September 1, 2016, municipalities shall provide the
20 department with all expenditure information required under par. (a). The
21 department may specify the format in which municipalities provide the expenditure
22 information.

23 **SECTION 65h.** 16.413 (5) of the statutes is created to read:

24 16.413 (5) MUNICIPAL CONTRACTS AND GRANTS. (a) Beginning on September 1,
25 2016, the department shall ensure that all of the following information relating to

1 each grant made by a municipality or contract entered into by a municipality is
2 available for inspection on the searchable Internet Web site under sub. (2) (a):

- 3 1. A copy of the contract and grant award.
- 4 2. The municipality making the grant or entering into the contract.
- 5 3. The name and address of the person receiving the grant or entering into the
6 contract.
- 7 4. The purpose of the grant or contract.
- 8 5. The amount of the grant or the amount the municipality must expend under
9 the contract and the name of the municipal fund from which the grant is paid or
10 moneys are expended under the contract.

11 (b) Beginning on September 1, 2016, municipalities shall provide the
12 department with all of the information required under par. (a). The department may
13 specify the format in which municipalities provide the information. The department
14 shall make the information available on the searchable Internet Web site under sub.
15 (2) (a).

16 **SECTION 65p.** 16.417 (1) (a) of the statutes is amended to read:

17 16.417 (1) (a) “Agency” means an office, department, independent agency,
18 institution of higher education, association, society, or other body in state
19 government created or authorized to be created by the constitution or any law, that
20 is entitled to expend moneys appropriated by law, including the legislature and the
21 courts, ~~but not including an authority or the body created under subch. III of ch. 149.~~

22 **SECTION 65r.** 16.42 (3) of the statutes is created to read:

23 16.42 (3) The department shall include in its agency request under sub. (1) a
24 proposal to eliminate any council, board, or commission that has not held a meeting

1 since the preceding September 15, unless the council, board, or commission is
2 required to exist under federal law.

3 **SECTION 67b.** 16.505 (2m) of the statutes is amended to read:

4 16.505 (2m) The board of regents of the University of Wisconsin System or the
5 chancellor of the University of Wisconsin–Madison may create or abolish a full–time
6 equivalent position or portion thereof, other than positions funded from the
7 appropriation under s. 20.285 (1) (a). Beginning on July 1, 2013 2015, all positions
8 authorized for the University of Wisconsin shall not be included in any state position
9 report. No later than the last day of the month following completion of each calendar
10 quarter, the board of regents shall report to the department and the cochairpersons
11 of the joint committee on finance concerning the number of full–time equivalent
12 positions created or abolished by the board under this subsection during the
13 preceding calendar quarter and the source of funding for each such position.

14 **SECTION 67d.** 16.52 (7) of the statutes is amended to read:

15 16.52 (7) PETTY CASH ACCOUNT. With the approval of the secretary, each agency
16 that is authorized to maintain a contingent fund under s. 20.920 may establish a
17 petty cash account from its contingent fund. The procedure for operation and
18 maintenance of petty cash accounts and the character of expenditures therefrom
19 shall be prescribed by the secretary. In this subsection, “agency” means an office,
20 department, independent agency, institution of higher education, association,
21 society, or other body in state government created or authorized to be created by the
22 constitution or any law, that is entitled to expend moneys appropriated by law,
23 including the legislature and the courts, but not including an authority created in
24 subch. II of ch. 114 or ~~subch. III of ch. 149~~ or in ch. 231, 233, 234, 237, 238, or 279.

25 **SECTION 67f.** 16.528 (1) (a) of the statutes is amended to read:

1 16.528 (1) (a) “Agency” means an office, department, independent agency,
2 institution of higher education, association, society, or other body in state
3 government created or authorized to be created by the constitution or any law, that
4 is entitled to expend moneys appropriated by law, including the legislature and the
5 courts, but not including an authority created in subch. II of ch. 114 ~~or subch. III of~~
6 ~~ch. 149~~ or in ch. 231, 233, 234, 237, 238, or 279.

7 **SECTION 67h.** 16.53 (2) of the statutes is amended to read:

8 16.53 (2) IMPROPER INVOICES. If an agency receives an improperly completed
9 invoice, the agency shall notify the sender of the invoice within 10 working days after
10 it receives the invoice of the reason it is improperly completed. In this subsection,
11 “agency” means an office, department, independent agency, institution of higher
12 education, association, society, or other body in state government created or
13 authorized to be created by the constitution or any law, that is entitled to expend
14 moneys appropriated by law, including the legislature and the courts, but not
15 including an authority created in subch. II of ch. 114 ~~or subch. III of ch. 149~~ or in ch.
16 231, 233, 234, 237, 238, or 279.

17 **SECTION 67i.** 16.531 (4) of the statutes is created to read:

18 16.531 (4) This section does not apply to actual or projected imbalances in the
19 unemployment reserve fund or to loans to the fund made under s. 20.002 (11) (b) 3m.

20 **SECTION 67j.** 16.54 (9) (a) 1. of the statutes is amended to read:

21 16.54 (9) (a) 1. “Agency” means an office, department, independent agency,
22 institution of higher education, association, society or other body in state
23 government created or authorized to be created by the constitution or any law, which
24 is entitled to expend moneys appropriated by law, including the legislature and the

1 courts, but not including an authority created in subch. II of ch. 114 ~~or subch. III of~~
2 ~~ch. 149~~ or in ch. 231, 233, 234, 237, 238, or 279.

3 **SECTION 68c.** 16.70 (2) of the statutes is amended to read:

4 16.70 (2) “Authority” means a body created under subch. II of ch. 114 ~~or subch.~~
5 ~~III of ch. 149~~ or under ch. 231, 232, 233, 234, 237, or 279.

6 **SECTION 74.** 16.701 (title) of the statutes is amended to read:

7 **16.701 (title) Subscription service and procurement system.**

8 **SECTION 75.** 16.701 (1m) of the statutes is created to read:

9 16.701 (1m) The department may provide an electronic procurement system
10 to manage all aspects of procurement under this subchapter. The electronic
11 procurement system may supplement or supplant the subscription service under
12 sub. (1), and the department may permit prospective vendors to provide product or
13 service information, as provided in sub. (2), through the electronic procurement
14 system. If the department provides an electronic procurement system under this
15 subsection, the department may require that an agency use the system. The
16 department may assess agencies and vendors for the costs of the system under this
17 subsection in accordance with a method the department develops.

18 **SECTION 77.** 16.7015 of the statutes is amended to read:

19 **16.7015 Bidders list.** The department may maintain a bidders list. Any
20 ~~agency to which the department delegates purchasing authority under s. 16.71 (1)~~
21 ~~may maintain a bidders list if authorized by the delegation.~~ The bidders list shall
22 include the names and addresses of all persons who request to be notified of bids or
23 competitive sealed proposals, excluding those to be awarded under s. 16.75 (1) (c) or
24 (2m) (c), that are solicited by the department or other agency for the procurement of
25 materials, supplies, equipment, or contractual services under this subchapter. Any

1 ~~bidders~~ list ~~maintained by the department~~ may include the names and addresses of
2 any person who requests to be notified of bids or competitive sealed proposals that
3 are solicited by any agency. The department or other agency shall notify each person
4 on ~~its~~ the bidders list of all bids or competitive sealed proposals that are solicited by
5 the department or other agency. The department ~~or other agency~~ may remove any
6 person from ~~its~~ the bidders list for cause.

7 **SECTION 79.** 16.705 (1b) (intro.) and (c) of the statutes are created to read:

8 16.705 (1b) (intro.) The determinations under sub. (1) do not apply to a contract
9 entered into by any of the following:

10 (c) The department under s. 16.848 (1).

11 **SECTION 80.** 16.705 (1m) of the statutes is renumbered 16.705 (1b) (a) and
12 amended to read:

13 16.705 (1b) (a) ~~Subsection (1) does not apply to contracts entered into by the~~
14 The service award board under s. 16.25 (4) (b).

15 **SECTION 81.** 16.705 (1n) of the statutes, as affected by 2011 Wisconsin Act 266,
16 is renumbered 16.705 (1b) (b) and amended to read:

17 16.705 (1b) (b) ~~Subsection (1) does not apply to a contract entered into by the~~
18 The department of corrections for global positioning system tracking services under
19 s. 301.48 (3) or 301.49.

20 **SECTION 83.** 16.705 (2) of the statutes, as affected by 2011 Wisconsin Act 32,
21 is renumbered 16.705 (2) (a) and amended to read:

22 16.705 (2) (a) The department shall promulgate rules for the procurement of
23 contractual services by the department and its designated agents, including but not
24 limited to rules prescribing approval and monitoring processes for contractual
25 service contracts; except as provided in par. (b), a requirement for agencies, except

1 for the University of Wisconsin System, to conduct a uniform cost–benefit analysis
2 of each proposed contractual service procurement involving an estimated
3 expenditure of more than \$25,000 \$50,000 in accordance with standards prescribed
4 in the rules; and, except as provided in par. (b), a requirement for agencies, except
5 for the University of Wisconsin System, to review periodically, and before any
6 renewal, the continued appropriateness of contracting under each contractual
7 services agreement involving an estimated expenditure of more than \$25,000
8 \$50,000.

9 (c) Each officer requesting approval to engage any person to perform
10 contractual services shall submit to the department written justification for such
11 contracting which shall include a description of the contractual services to be
12 procured, justification of need, justification for not contracting with other agencies,
13 a specific description of the scope of contractual services to be performed, and
14 justification for the procurement process if a process other than competitive bidding
15 is to be used. The department may not approve any contract for contractual services
16 unless it is satisfied that the justification for contracting conforms to the
17 requirements of this section and ss. 16.71 to 16.77.

18 **SECTION 84.** 16.705 (2) (b) of the statutes is created to read:

19 16.705 (2) (b) A cost–benefit analysis or continued appropriateness review is
20 not required for the following services:

- 21 1. Services that federal or state law requires to be performed by contract.
- 22 2. Services that must be provided per a contract, license, or warranty, by the
23 original equipment manufacturer or publisher.
- 24 3. Services that cannot be performed by state employees because the state lacks
25 the required infrastructure.

1 4. Web-based software application services that are delivered and managed
2 remotely.

3 **SECTION 91c.** 16.72 (2) (e) (intro.) of the statutes is amended to read:

4 16.72 (2) (e) (intro.) In writing the specifications under this subsection, the
5 department and any other designated purchasing agent under s. 16.71 (1) shall
6 incorporate requirements for the purchase of products made from recycled materials
7 and recovered materials if their use is technically and economically feasible. Each
8 authority other than the University of Wisconsin Hospitals and Clinics Authority,
9 and the Lower Fox River Remediation Authority, ~~and the Health Insurance~~
10 ~~Risk-Sharing Plan Authority,~~ in writing specifications for purchasing by the
11 authority, shall incorporate requirements for the purchase of products made from
12 recycled materials and recovered materials if their use is technically and
13 economically feasible. The specifications shall include requirements for the
14 purchase of the following materials:

15 **SECTION 92c.** 16.72 (2) (f) of the statutes is amended to read:

16 16.72 (2) (f) In writing specifications under this subsection, the department,
17 any other designated purchasing agent under s. 16.71 (1), and each authority other
18 than the University of Wisconsin Hospitals and Clinics Authority, and the Lower Fox
19 River Remediation Authority, ~~and the Health Insurance Risk-Sharing Plan~~
20 ~~Authority~~ shall incorporate requirements relating to the recyclability and ultimate
21 disposition of products and, wherever possible, shall write the specifications so as to
22 minimize the amount of solid waste generated by the state, consistent with the
23 priorities established under s. 287.05 (12). All specifications under this subsection
24 shall discourage the purchase of single-use, disposable products and require,
25 whenever practical, the purchase of multiple-use, durable products.

1 **SECTION 97.** 16.75 (1) (a) 1. of the statutes is amended to read:

2 16.75 (1) (a) 1. All orders awarded or contracts made by the department for all
3 materials, supplies, equipment, and contractual services to be provided to any
4 agency, except as otherwise provided in par. (c) and subs. (2), (2g), (2m), (3m), (3t),
5 (6), (7), (8), (9), (10e), and (10m) and ss. 16.705 (1r), 16.73 (4) (a), 16.751, 16.754,
6 16.964 (8), 50.05 (7) (f), 153.05 (2m) (a), 165.987, and 287.15 (7), shall be awarded to
7 the lowest responsible bidder, taking into consideration life cycle cost estimates
8 under sub. (1m), when appropriate, the location of the agency, the quantities of the
9 articles to be supplied, their conformity with the specifications, and the purposes for
10 which they are required and the date of delivery.

11 **SECTION 102c.** 16.75 (1m) of the statutes is amended to read:

12 16.75 (1m) The department shall award each order or contract for materials,
13 supplies or equipment on the basis of life cycle cost estimates, whenever such action
14 is appropriate. Each authority other than the University of Wisconsin Hospitals and
15 Clinics Authority, the Lower Fox River Remediation Authority, and the Wisconsin
16 Aerospace Authority, ~~and the Health Insurance Risk-Sharing Plan Authority~~ shall
17 award each order or contract for materials, supplies or equipment on the basis of life
18 cycle cost estimates, whenever such action is appropriate. The terms, conditions and
19 evaluation criteria to be applied shall be incorporated in the solicitation of bids or
20 proposals. The life cycle cost formula may include, but is not limited to, the
21 applicable costs of energy efficiency, acquisition and conversion, money,
22 transportation, warehousing and distribution, training, operation and maintenance
23 and disposition or resale. The department shall prepare documents containing
24 technical guidance for the development and use of life cycle cost estimates, and shall
25 make the documents available to local governmental units.

1 **SECTION 111.** 16.75 (3m) (b) 1. of the statutes is amended to read:

2 16.75 (3m) (b) 1. The department, any agency to which the department
3 delegates purchasing authority under s. 16.71 (1), and any agency making purchases
4 under s. 16.74 shall attempt to ensure that 5 percent of the total amount expended
5 under this subchapter in each fiscal year is paid to minority businesses.

6 **SECTION 112.** 16.75 (3m) (b) 2. of the statutes is amended to read:

7 16.75 (3m) (b) 2. The department, any agency to which the department
8 delegates purchasing authority under s. 16.71 (1), and any agency making purchases
9 under s. 16.74 shall make efforts to ensure that a portion of the total amount
10 expended under this subchapter in each fiscal year is paid to disabled
11 veteran-owned businesses.

12 **SECTION 113.** 16.75 (3m) (b) 3. of the statutes is amended to read:

13 16.75 (3m) (b) 3. Except as provided under sub. (7), the department, any agency
14 to which the department delegates purchasing authority under s. 16.71 (1), and any
15 agency making purchases under s. 16.74 may purchase materials, supplies,
16 equipment, and contractual services from any minority business or disabled
17 veteran-owned business, or a business that is both a minority business and a
18 disabled veteran-owned business, submitting a qualified responsible competitive
19 bid that is no more than 5 percent higher than the apparent low bid or competitive
20 proposal that is no more than 5 percent higher than the most advantageous proposal.
21 In administering the preference for minority businesses or disabled veteran-owned
22 businesses established in this paragraph, the department, the delegated agency, and
23 any agency making purchases under s. 16.74 shall maximize the use of minority
24 businesses or disabled veteran-owned businesses which are incorporated under ch.
25 180 or which have their principal place of business in this state.

1 **SECTION 114b.** 16.75 (3t) (c) (intro.) of the statutes is renumbered 16.75 (3t) (c)
2 and amended to read:

3 16.75 (3t) (c) The department of corrections shall periodically provide to the
4 department of administration a current list of all materials, supplies, equipment, or
5 contractual services, excluding commodities, that are supplied by prison industries,
6 as created under s. 303.01. The department of administration shall distribute the
7 list to all designated purchasing agents under s. 16.71 (1).

8 (d) 1. Except as otherwise provided in this subdivision and in sub. (6) (am), prior
9 to seeking bids or competitive sealed proposals with respect to the purchase of any
10 materials, supplies, equipment, or contractual services enumerated in the list
11 provided under par. (c), except for furniture as provided in subd. 2., the department
12 of administration or any other designated purchasing agent under s. 16.71 (1) shall
13 offer prison industries the opportunity to supply the materials, supplies, equipment,
14 or contractual services if the department of corrections is able to provide them at a
15 price that is equal to or lower than one which may be obtained through competitive
16 bidding or competitive sealed proposals and is able to conform to the specifications.
17 If the department of administration or other purchasing agent is unable to determine
18 whether the price of prison industries is equal to or lower than one obtained through
19 competitive bidding or competitive sealed proposals, it may solicit bids or
20 competitive proposals before awarding the order or contract. ~~This paragraph~~

21 (e) Paragraph (d) 1. does not apply to the printing of the following forms:

22 **SECTION 114bd.** 16.75 (3t) (d) 2. of the statutes is created to read:

23 16.75 (3t) (d) 2. Except as otherwise provided in this subdivision, prior to
24 seeking bids or competitive sealed proposals with respect to the purchase of any
25 furniture enumerated in the list provided under par. (c), the department of

1 administration or any other designated purchasing agent under s. 16.71 (1) shall
2 offer prison industries the opportunity to supply the furniture if the department of
3 corrections is able to provide it at a price that is comparable to one that may be
4 obtained through competitive bidding or competitive sealed proposals and is able to
5 conform to the specifications. If the department of administration or other
6 purchasing agent is unable to determine whether the price of prison industries is
7 comparable to one obtained through competitive bidding or competitive sealed
8 proposals, it may solicit bids or competitive proposals before awarding the order or
9 contract.

10 **SECTION 118c.** 16.75 (8) (a) 1. of the statutes is amended to read:

11 16.75 (8) (a) 1. The department, any other designated purchasing agent under
12 s. 16.71 (1), any agency making purchases under s. 16.74, and each authority other
13 than the University of Wisconsin Hospitals and Clinics Authority, and the Lower Fox
14 River Remediation Authority, ~~and the Health Insurance Risk-Sharing Plan~~
15 ~~Authority~~ shall, to the extent practicable, make purchasing selections using
16 specifications developed under s. 16.72 (2) (e) to maximize the purchase of materials
17 utilizing recycled materials and recovered materials.

18 **SECTION 118e.** 16.75 (8) (a) 2. of the statutes is amended to read:

19 16.75 (8) (a) 2. Each agency and authority other than the University of
20 Wisconsin Hospitals and Clinics Authority, and the Lower Fox River Remediation
21 Authority, ~~and the Health Insurance Risk-Sharing Plan Authority~~ shall ensure that
22 the average recycled or recovered content of all paper purchased by the agency or
23 authority measured as a proportion, by weight, of the fiber content of paper products
24 purchased in a fiscal year, is not less than 40% of all purchased paper.

25 **SECTION 119c.** 16.75 (9) of the statutes is amended to read:

1 16.75 (9) The department, any other designated purchasing agent under s.
2 16.71 (1), any agency making purchases under s. 16.74, and any authority other than
3 the University of Wisconsin Hospitals and Clinics Authority; and the Lower Fox
4 River Remediation Authority, ~~and the Health Insurance Risk-Sharing Plan~~
5 ~~Authority~~ shall, to the extent practicable, make purchasing selections using
6 specifications prepared under s. 16.72 (2) (f).

7 **SECTION 122c.** 16.765 (1) of the statutes is amended to read:

8 16.765 (1) Contracting agencies, the University of Wisconsin Hospitals and
9 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin
10 Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan Authority~~, the Lower
11 Fox River Remediation Authority, the Wisconsin Economic Development
12 Corporation, and the Bradley Center Sports and Entertainment Corporation shall
13 include in all contracts executed by them a provision obligating the contractor not
14 to discriminate against any employee or applicant for employment because of age,
15 race, religion, color, handicap, sex, physical condition, developmental disability as
16 defined in s. 51.01 (5), sexual orientation as defined in s. 111.32 (13m), or national
17 origin and, except with respect to sexual orientation, obligating the contractor to take
18 affirmative action to ensure equal employment opportunities.

19 **SECTION 122d.** 16.765 (2) of the statutes is amended to read:

20 16.765 (2) Contracting agencies, the University of Wisconsin Hospitals and
21 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin
22 Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan Authority~~, the Lower
23 Fox River Remediation Authority, the Wisconsin Economic Development
24 Corporation, and the Bradley Center Sports and Entertainment Corporation shall
25 include the following provision in every contract executed by them: “In connection

1 with the performance of work under this contract, the contractor agrees not to
2 discriminate against any employee or applicant for employment because of age, race,
3 religion, color, handicap, sex, physical condition, developmental disability as defined
4 in s. 51.01 (5), sexual orientation or national origin. This provision shall include, but
5 not be limited to, the following: employment, upgrading, demotion or transfer;
6 recruitment or recruitment advertising; layoff or termination; rates of pay or other
7 forms of compensation; and selection for training, including apprenticeship. Except
8 with respect to sexual orientation, the contractor further agrees to take affirmative
9 action to ensure equal employment opportunities. The contractor agrees to post in
10 conspicuous places, available for employees and applicants for employment, notices
11 to be provided by the contracting officer setting forth the provisions of the
12 nondiscrimination clause”.

13 **SECTION 122e.** 16.765 (4) of the statutes is amended to read:

14 16.765 (4) Contracting agencies, the University of Wisconsin Hospitals and
15 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin
16 Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan Authority~~, the Lower
17 Fox River Remediation Authority, and the Bradley Center Sports and
18 Entertainment Corporation shall take appropriate action to revise the standard
19 government contract forms under this section.

20 **SECTION 122f.** 16.765 (5) of the statutes is amended to read:

21 16.765 (5) The head of each contracting agency and the boards of directors of
22 the University of Wisconsin Hospitals and Clinics Authority, the Fox River
23 Navigational System Authority, the Wisconsin Aerospace Authority, ~~the Health~~
24 ~~Insurance Risk-Sharing Plan Authority~~, the Lower Fox River Remediation
25 Authority, the Wisconsin Economic Development Corporation, and the Bradley

1 Center Sports and Entertainment Corporation shall be primarily responsible for
2 obtaining compliance by any contractor with the nondiscrimination and affirmative
3 action provisions prescribed by this section, according to procedures recommended
4 by the department. The department shall make recommendations to the contracting
5 agencies and the boards of directors of the University of Wisconsin Hospitals and
6 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin
7 Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan Authority~~, the Lower
8 Fox River Remediation Authority, the Wisconsin Economic Development
9 Corporation, and the Bradley Center Sports and Entertainment Corporation for
10 improving and making more effective the nondiscrimination and affirmative action
11 provisions of contracts. The department shall promulgate such rules as may be
12 necessary for the performance of its functions under this section.

13 **SECTION 122g.** 16.765 (6) of the statutes is amended to read:

14 16.765 (6) The department may receive complaints of alleged violations of the
15 nondiscrimination provisions of such contracts. The department shall investigate
16 and determine whether a violation of this section has occurred. The department may
17 delegate this authority to the contracting agency, the University of Wisconsin
18 Hospitals and Clinics Authority, the Fox River Navigational System Authority, the
19 Wisconsin Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan Authority~~,
20 the Lower Fox River Remediation Authority, the Wisconsin Economic Development
21 Corporation, or the Bradley Center Sports and Entertainment Corporation for
22 processing in accordance with the department's procedures.

23 **SECTION 122h.** 16.765 (7) (intro.) of the statutes is amended to read:

24 16.765 (7) (intro.) When a violation of this section has been determined by the
25 department, the contracting agency, the University of Wisconsin Hospitals and

1 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin
2 Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan Authority~~, the Lower
3 Fox River Remediation Authority, the Wisconsin Economic Development
4 Corporation, or the Bradley Center Sports and Entertainment Corporation, the
5 contracting agency, the University of Wisconsin Hospitals and Clinics Authority, the
6 Fox River Navigational System Authority, the Wisconsin Aerospace Authority, ~~the~~
7 ~~Health Insurance Risk-Sharing Plan Authority~~, the Lower Fox River Remediation
8 Authority, the Wisconsin Economic Development Corporation, or the Bradley Center
9 Sports and Entertainment Corporation shall:

10 **SECTION 122i.** 16.765 (7) (d) of the statutes is amended to read:

11 16.765 (7) (d) Direct the violating party to take immediate steps to prevent
12 further violations of this section and to report its corrective action to the contracting
13 agency, the University of Wisconsin Hospitals and Clinics Authority, the Fox River
14 Navigational System Authority, the Wisconsin Aerospace Authority, ~~the Health~~
15 ~~Insurance Risk-Sharing Plan Authority~~, the Lower Fox River Remediation
16 Authority, the Wisconsin Economic Development Corporation, or the Bradley Center
17 Sports and Entertainment Corporation.

18 **SECTION 122j.** 16.765 (8) of the statutes is amended to read:

19 16.765 (8) If further violations of this section are committed during the term
20 of the contract, the contracting agency, the Fox River Navigational System Authority,
21 the Wisconsin Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan~~
22 ~~Authority~~, the Lower Fox River Remediation Authority, the Wisconsin Economic
23 Development Corporation, or the Bradley Center Sports and Entertainment
24 Corporation may permit the violating party to complete the contract, after complying
25 with this section, but thereafter the contracting agency, the Fox River Navigational